

RINCON BLUE WATER LLC

COND. OCEAN VIEW
5575 AVE. ISLA VERDE APT. 702
CAROLINA, PUERTO RICO 00979-5643

December 28, 2020

Seika E. Robinson
Watershed Management Branch
U.S. Environmental Protection Agency, Region 2
290 Broadway, 24 floor
New York, NY 10007

Email: robinson.seika@epa.gov

Dear Mrs. Robinson:

We acknowledge receipt of the letter sent to Rincon Blue Water LLC (from now on RBW) in relation to the property located in the Encedada neighborhood of the Municipality of Rincon. **RBW acquired said property in March 2019 from its previous owner Calrincón Corp.**

In or around October 2018, RBW became aware that third parties had deposited landfill on the property and immediately requested that it should be removed. **Calrincon Corp., never informed RBW that there was a case or complaint with EPA about the landfill.**

There is currently a foreclosure case filed by Calrincón Corp., and in which **RBW is requesting that the contract of sale must be rescinded because Calrincón Corp., failed to report such an important fact.** If RBW had become aware of the existence of the case before EPA, the deeds of sale and mortgage would not have been signed.

RBW became aware of the existence of the case before EPA in August 2019 and in that same month learned that Karimar Construction inc., was the one who deposited the landfill. **Karimar Construction Inc., on 2018 deposited the landfill with the authorization of Calrincón Corp.**

Having explained what has happened, we will answer your questions.

1. A description of current ownership of the Site, specifically ownership information for each of the two parcels where filling activity has occurred, and recent (past five years) ownership history.
 - **RBW reply:** RBW became the owner of the property on **March 12, 2019.** Attach you will find the Deeds. **RBW emphatically contends that it has not conducted any landfill**

deposit activity on the property that is the subject of this investigation. The landfill was deposited by Karimar Construction Inc., and Calrincon Corp.

2. A description and any documentation of site leasing to you.

- **RBW reply:** There was no lease

3. A description of the nature and the purpose of the Work at the Site.

- **RBW reply:** RBW has not done any work on that property.

4. A list of the dates on which the Work was performed.

- **RBW reply:** RBW has not done any work on that property.

5. A list of the names and titles of persons who conducted and/or gave orders for, or had oversight over the Work, and describe each person's role in the Work, including the names of contractors and/or construction companies who conducted and/or gave orders for, or had oversight over, the Work.

- **RBW reply:** RBW has not done any work on that property.

6. Copies of any survey, construction, or engineering plans for the Work or for portions thereof.

- **RBW reply:** RBW has not done any work on that property.
The landfill was deposited by Karimar Construction Inc.,
and Calrincon Corp.

7. A copy of any construction/engineering plans submitted to the Municipality of Rincon, Puerto Rico Department of Natural and Environmental Resources, Puerto Rico Land Authority, and any other local or commonwealth agencies, for permits or other authorizations for the Work.

- **RBW reply:** RBW has not submitted anything to the Municipality of Rincon.

8. A copy of any documents related to approvals or requests for work.

- **RBW reply:** There are no permits and no authorization issued by the corresponding agencies.

9. A description of the type, volume, and source of any fill material used in the Work.

- ***RBW reply:*** RBW has no knowledge of the type, volume, or origin of the landfill that was deposited on the property. This is known by Karimar Construction Inc., and Calrincon Corp.

10. A description of the locations and depths of fill at the Site.

- ***RBW reply:*** RBW has no knowledge of the location and depth of the deposited fill. This is known by Karimar Construction Inc., and Calrincon Corp.

11. A description of the manner in which the Work was conducted, including the type of equipment used in conducting the Work.

- ***RBW reply:*** RBW has no knowledge of the way the work was conducted. RBW also have no knowledge of what equipment was used. This is known by Karimar Construction Inc., and Calrincon Corp.

12. Copies of any correspondence or information which you have with or from any Federal, Commonwealth, local, or other agencies relating to the status of portions of the Site as wetlands, streams, or as areas of environmental or ecological significance.

- ***RBW reply:*** To our best knowledge RBW did not received, nor has received correspondence or information from any state and/ or federal agency indicating that in that sector are portions of the Site as wetlands, streams, or areas of environmental or ecological significance.

13. Copies of any aerial photographs, surveys, reports, maps or plans depicting the preexisting vs. current conditions, topography, soils, and hydrology at the Site which you may have, beyond that which is generally, publicly available.

- ***RBW reply:*** To the best of our knowledge RBW does not have any copies of aerial photographs, surveys, reports, maps, or plans depicting the pre-existing vs. current conditions, topography, soil's, and hydrology at the site which may have, beyond that which is generally publicly available.

14. If the Work is related to farming, ranching, silviculture, or any other activities, please describe to the best of your knowledge the nature and locations of on-going agricultural activities prior to commencement of the Work, and during the prior twenty years.

- ***RBW reply:*** RBW has not done any work on that property. The information requested is known to Karimar Construction Inc., and Calrincón Corp.

15. Please inform us whether or not the Work has included any modifications to the depths and/or widths of any ditches on the Site, and if yes, please provide descriptions of the locations and the modifications.

- ***RBW reply:*** RBW has not done any work on that property. The information requested is known to Karimar Construction Inc., and Calrincón Corp.

Sincerely;

S/ Lonnie J. Fuller

A handwritten signature in cursive script, appearing to read "Lonnie J. Fuller".